



PATENT
Customer No. 22,852
Attorney Docket No. 7787.0041-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Gerald W. FISCHER et al.) Group Art Unit: To be assigned
)
Serial No.: 10/601,171) Examiner: To be assigned
)
Filed: June 23, 2003)
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For: OPSONIC AND PROTECTIVE)
MONOCLONAL AND)
CHIMERIC ANTIBODIES)
SPECIFIC FOR LIPOTEICHOIC)
ACID OF GRAM POSITIVE)
BACTERIA)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed

documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

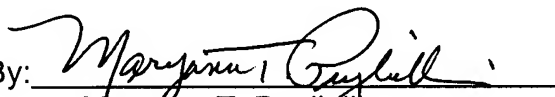
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

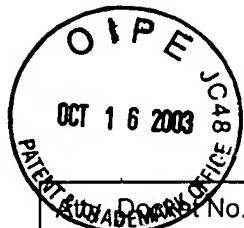
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Dated: October 16, 2003

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U.S. PATENT DOCUMENTS						
Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	4,027,010	05-31-77	Kiselev et al.	424	87	04-15-75
	4,197,290	04-08-80	Yoshida	424	92	09-29-78
	4,425,330	01-10-84	Norcross et al.	424	92	05-20-81
	4,460,575	07-17-84	d'Hinterland	424	92	02-20-81
	4,482,483	11-13-84	Curry et al.	260	112	09-02-83
	4,719,290	01-12-88	Curry et al.	530	387	05-25-84
	4,732,757	03-22-88	Stolle et al.	424	87	12-09-83
	4,789,735	12-06-88	Frank et al.	530	395	05-13-86
	4,830,852	05-16-89	Marburg et al.	424	85.8	04-06-87
	4,902,616	02-20-90	Fournier et al.	435	101	08-02-88
	5,034,515	07-23-91	Proctor et al.	536	1.1	09-22-87
	5,055,455	10-08-91	Pier et al.	514	54	09-28-88
	5,153,312	10-06-92	Porro	530	405	09-28-90
	5,175,096	12-29-92	Höök et al.	435	69.1	05-09-90
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	5,530,102	06-25-96	Gristina et al.	530	391.1	05-15-95
	5,538,733	07-23-96	Emery et al.	424	422	07-07-94
	5,545,721	08-13-96	Caroll et al.	530	391.7	12-17-93
	5,624,904	04-29-97	Krieger et al.	514	21	11-17-93
	5,652,217	07-29-97	Höök et al.	514	12	11-14-94
	5,770,208	06-23-98	Fattom et al.	424	197.11	09-11-96

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	5,571,511	11-05-96	Fischer	424	165.1	03-28-94
	5,840,846	11-24-98	Höök et al.	530	350	10-04-96
	5,851,535	12-22-98	Jolivet-Reynaud	424	273.1	01-26-96
	5,955,074	09-21-99	Fischer	424	130.1	06-02-95
	5,955,078	09-21-99	Burnham et al.	424	190.1	06-02-95
	6,610,293	08-26-03	Fischer et al.	424	133.1	06/15/98

U.S. PATENT APPLICATIONS

Application Number	Publication Number	Publication Date	Name	Filing Date
09/893,615	20020082395	06/27/02	Fischer et al.	06/29/01
10/323,927	not published		Stinson et al.	12/20/02
10/323,926	not published		Stinson et al.	12/20/02

FOREIGN PATENT DOCUMENTS

Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
WO 90/03398	04-05-90	PCT			English Document
WO 93/17044	09-02-93	PCT			English Document
WO 93/19373	09-30-93	PCT			English Document
WO 93/09811	05-27-93	PCT			English Document
WO 96/09321	03-28-96	PCT			English Document
0 724 016 A1	07-31-96	EPO			English Abstract

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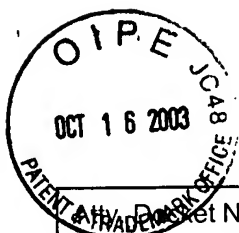


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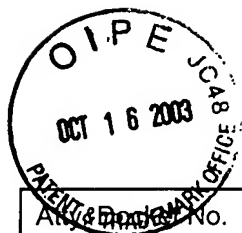
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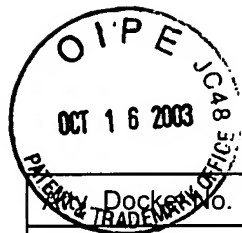


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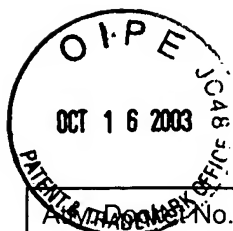


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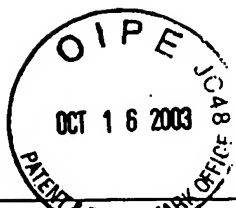
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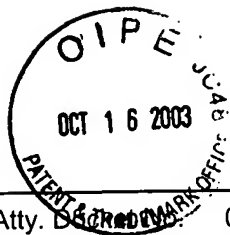
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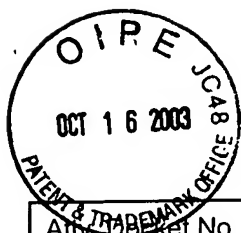


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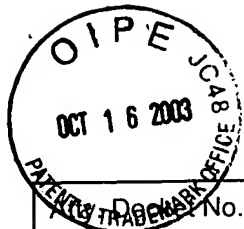


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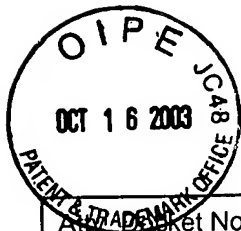


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